All Agreements He Made as Democratic Floor Leader, Turned Down by Party.

HAD TWO MORE YEARS TO SERVE

Vice President Declines to Accept Resignation; Wires Then to Colquitt.

Washington, D. C., March 4.—Senator Jos. Weldon Balley of Texas has resigned from the senate.

Senator Bailey made no explanation of his reasons for resigning. He first presented his resignation to vice president Sherman, who refused to accept it. Mr. Bailey then wired his resignation to governor Colquitt of Texas. His term would not have expired until March, 1913. Bailey's Reasons

Senator Bailey declined to give to the press his reasons for his action. In conversation with fellow senators however, he based his reasons on the vote cast by the Democratic senators In favor of the approval of the cor stitution of Arizona, which, he said, was so contrary to his ideas of gov-ernment that he did not feel he would justified in continuing his services with senators who, as members of his own party, would take a position they did on the vote on that proposition. Refuses Appeals To Remain.

Immediately after the close of the session Mr. Balley was closeted for some minutes with his Democratic colleagues, but resisted all appeals to re-

He was then sent for by vice president Sherman with whom he went into consultation.

Mr. Balley to the vice president. the latter refused to announce it to the senate. Senator Bacon was then appealed to to make the announcement defeated the resolution providing for the and when he likewise refused, Mr. Bailey wired his resignation to gove a committee from the senate to investithe latter refused to announce it to the ernor Colquitt at Austin.

During the last few days, Mr. Balley's leadership has been repudlated absolutely by his collegence. unfinished business. The understanding was that there was to be no fill-buster on the tariff board bill, but a large faction of the Democratic sena-tors led by serator Stone of Missouri, declined to be bound by Balley's agree-

From that time on, the small part taken in scrate proceedings by Mr. Balley seemed to be contrary to the dement of his colleagues.

Balley Man To Succeed. Governor Colquitt is a personal friend of Balley and the legislature is pro-Bailey, so a Bailey man will be appointed to the position if the governor has to act, and elected if the legisla-

LEGISLATURE MAY RETURN BAILEY TO THE SENATE Austin, Tex., March 4 .- Great excliement prevails here over the resignation of senator Bailey. All expressions indicate his reelection by the present leg-islature as a testimonial of confidence

porting the resignation of Bafley reachgovernor Colquitt, but he declared he had received no information on the

Governor Colquitt this afternoon an cept senator Bailey's resignation.

### TWENTY FAMILIES GIVEN ASSISTANCE

Bisbee, Ariz., March 4 .- During Febwith the board of trade, relieved 20 grown, too, showed the effects of a families and individuals. Fifteen children were supplied with shoes during the month, 75 pieces of clothing were tibly after the fifth round, given out and the sum of \$160.85 was expended in relief work. Local transfer men contributed services to the value of about \$25. Two mothers and five children were assisted on their way to relatives.

In attempting to step across on ore chute at the Copper Queen mine Arnold Dooley, miner, slipped and fell 20 feet down the chute, severely wrenching and spraining his back. Attend-ing physicians believe he will recover. Owing to a freight wheck east of Douglas no eastern mail was received here yesterday and passengers be

for the west were refunded their money. Traffic was resumed today. Cheries Mulhagan, formerly of this city, is dead at Denver, Colo., from appendicitis. He was a Knight Temp-lar and a Knight of Pythias. His

Miss Della Taylor and K. H. Acord were married at the home of Mrs. Goodman. Tombatone Canyon.

The case of the Bisbee Gold & Coper company which was appealed from Bisbee to Tombstone court was d missed when it came up for bearing. Receiver McPherson of the Bisbee Light & Power company filed his acexception of one item, amounting to \$2074, which will be investigated, the report was approved.

W. Bailey, Texas Senator, Resigns Seat



### McGOWN SAYS NEW COUNTY NOT OPPOSED

Senate in Session Through- on the block system and the result is out the Night Dealing With Liquor Laws.

Austin, Texas, March 4.—Representative Mediown said today that there was formation was given, representing no real opposition to his bill to create 11,525 persons, showing an average of Culberson county out of the eastern 2.41 persons to the family. portion of El Paso county. "The bill is not opposed by the people," he said, "but" by a certain clique, and I am going to have it passed." The bill has already passed to the third reading in the house. The Hadspeth mining bill is now in the

house but there will be no chance to call When his resignation was first sent it up for final passage before next week. House Defeats University Probe.

gate bazing in the university. The

him that the Republicans made their writes that he regrets his inability to agreement for a vote on the Lorimer accept the invitation of the legislature agreement for a vote on the Lorimer accept the invitation of the legislature case and making the tariff board bill to deliver an address at this time, on account of a pressure of official busi- In one family of 11, the father is a Jew,

In Session Till Dawn. The sendte remained in session until lians and the other four were not re-4:30 cckck in an attempt to pass cer-tain liquor restriction measures, one of Ther which was a bill prohibiting the selling of liquor to minors and which was engrossed. During the early hours this morning the senate passed a till pro-hibiting automobiles from running on a track at a speed of over 20

### NEW MEXICO LAND HELD FOR ENTRIES

Then Thousand Acres More Land Held to Be Non-Irrigable.

Washington, D. C., March 4 .- Approximately 10,880 acres in New Mexico have Governor Colquitt this afternoon said been designated by secretary of the inhe had no official information of sen-ntor Bulley's resignation and he was homestead not as not being susceptible homestead act, as not being susceptible not in a position to say anything on the subject.

The Associated Press bulletin reunder that act of 16.056,978 acres.

### WOLGAST'S ARM IS INJURED IN FIGHT

New York, N. Y., March 4.—It became known today that Ad Wolgast, she light-weight champion, had suffered a severe injury to his arm in one of the early rounds of his fight with "Knock-cut" Brown last night. The arm was broken veral months ago and has bothered

### NOT ENTITLED TO WALLING WEALTH

New York, N. Y., March 4 .- Miss Anne Bertha Grunspan is not entitled to recover damages from William English
Walling, the wealthy Socialist, for and walked over the feotpath to the
alleged breach of promise of marriage, white streak of sandy arroya down The jury which has been hearing her which Orozco's men had come for water suit for \$100,000 damages, after an all on the Tursday afternoon of the smelverdict for the defendant.

### CALLAWAY STILL IN CRITICAL CONDITION

Austin, Tex., March 4.- The condifather resides in Blabee. Interment will student, who was shot by J. R. Anthony, be in Denver, Colo. fort of Callaway to haze Anthony, is bones of a cow. I had passed through still critical. There seems a slight the first range of other colored bills, chance for his recovery.

### WIDOW OF FORMER VICE PRESIDENT COLFAX DEAD about an hour and had probably cov-

South Bend, Ind., March 4 .- Mrs. the second mesa to take a look for in-Ella Wade Colfax, widow of the late Schuyler Colfax, died here today, aged 73 years. It was the forty second annite had never occurred to me that their midst. As I caught the first
versary of her husband's inauguration there were any federals within a thousas vice president of the United States. and miles of where I was until I came to his shoulder and took a shot at me.

Taft Sets April 4; Issues the Call at Once-Uncle Joe Heroized.

### HOUSE SHOWS ITS REGARD FOR SPEAKER

Washington, D. C., March 2.— President Taft at 12:07 this afternoon announced that this affor an extra session of congress, the date not yet fixed.

Religious Census Shows City

made on February 22. This was among

could not be obtained from the ranks

Under the direction of Percy McGhee,

chairman of the Sunday school execu-

cure this census. There were 300 per-

the best religious census that has even

Census Revenis Some Destitution,

El Paso Cosmopelitan.

The census developed the fact that El

Paso is a most cosmopolitan city in

regard to the church membership and

the membership of churches is larger

than the average for most cities of the

Some curious facts were developed.

the mother a Catholic, three of the

children are Baptists, two Episcopa-

(Continued on Page 8.)

Bud Fisher's friend brought six fed

erals into camp with the assistance of

a good stout rope. I brought 110 privates, two captains, four lieutenants,

six mounted police and two mangy

Mexican dogs of the 20th regiment back to Juarez with me late Friday

night without the use of a single rope

But I was in front, arrested as an in-

It all happened, at least the greater part of it did, on the mesa of the

second range opposite the El Paso smelter. I had gone out to the smelter

any insurrectos in sight on the Mexi-

across the river. There were none to be seen and I tramped across the

ter hill fight. As there were no in-surrector in sight. I took off my coat,

rolled up my trousers and started on

the like that was eventually to land

the insurrectos were supposed to be;

I had hiked along in the loose peb-bly sand for perhaps five miles with-

out seeing anything but the bleaching bones of a cow. I had passed through

out into the open and up on the mesa of the second range of blue hills to

the west. I had been walking for

ered about five miles when I mounted

The Federals Appear.

Juarez.

surrectos.

instead it landed me in the caurtel in

me, I hoped at Rancho Flores, where

can side following that little fight

Priday afternoon to see if there

same size.

every known church.

"Rootity-toot-toot!"

surrecto spy! Think of it!

of the Mexicans.

been taken of this city.

Church Population.

METHODISTS ARE

to Have a Cosmopolitan

NEXT ON THE LIST

The 61st congress passed into history today when the senate adjourned at 12:20 and the house at 12:35. President Taft later fixed April 4 as the date for conven-

ing the extra session of con-

Tribute To "Uncle Joe." Members of the Roman Catholic All morning long the house was the church lead in the religious census of scene of turmoil due to the efforts of El Paso, as shown by the accounting Republicans under the leadership of Payne to force a vote on the tariff the whites and negroes only, no census board bill. The Democrats fillbustered of the Mexicans having been taken. An fircely, forcing roll call after roll call and finally the Republicans gave up effort was made to secure the census of the Mexicans through members of the fight in order to clean up absothe Mexican missions, but volunteers lutely the necessary legislation in the way of appropriation bills.

Near the closing time speaker elect Champ Clark offered a resolution of thanks to speaker Cannon. The house, but lately the battle ground of partitive committee, 24 captains, in charge san forces, joined in wild cheers for of 24 districts into which the city was the veteran who after so many years is dropping the reins of authority again to become a member on the floor. Mr. Clark introduced him as

divided, worked for three hours to se-Joe" and the members shouted their approval. Mr. Cannon responded feelsons engaged in the work conducted ingly, expressing faith that the next house would observe fair play under

Senate Filibusters, Too. The men in charge of the work turned The senate, too, was the scene of a in 5000 cards and on 4900 of them inlong fillbuster, this time by senator Owen of Oklahoma, who, desnite appeals of Republicans and Democrats alike, refused to permit a vote on the ratification of New Mexico statehood unless Arizona, too, was voted on. Repeatedly and with great emphasis Only 276 cards out of the 5000 showed the Oklahoma senator stated that be no preference, that being about 19 perwould not permit the entry of two cent of the total number. These cards new Republican senators from New are to be turned over to the various Mexico unless they are offset by two churches and efforts made to see all Democratic senators from Arizona and the persons who are not church memfinally he ferced a vote on the propobers. There were many cases of dessition to approve the Arizona constitu-tion, the proposition being attached to the New Mexico ratification and deinvestigated and aid will be given

nem. ... There were also a number of in- Mensures Killed. stances where mothers were found to be engaged in work while they left bill also died in the senate. An atto death and the matter was dropped. A bill providing for the new apportionment of the house of congress also

> With statehood out of the way, con fenence reports on the big appropria-tion bill were taken up, disposed of and the vice president's gavel sounded, ending the first congress.

Tariff Board Bill Passes orted.

The bill to create a permanent tariff was raised board passed the senate this morning Bian amid turbulent scenes. Senator Gore The Cathelics lead with 2210, the Methodists, Southern and Northern addian reciprocity agreement as a churches combined, show 1976, the Baptists are next with 1878, and the Presto the third reading and he was shut byterlans both Northern and Southern out.

Although declared out of order, Mr. It is believed that many of the 287 Gore protested so loudly that responses families who were away from home at to the roll call were heard with diffithe time the census was taken, are culty. The ayes were 56; noes 23, members of some church, while many of A bill providing for a commission members of the Salvation army, to investigate postage on magazines which does not show nearly half its was, however, rushed through the sen-

(Continued on Page 8.)

Meets No Opposition in His ting Many Recruits.

### DOUGLAS IS FULL OF THE REFUGEES

ago. This man spent two days with Bianco and his followers. He said Blanco had taken the towns of Baviste, Baserae, and San Miguel, ranging from 500 to 1500 population.

Officers Change Allegiance.

He says he talked with Blanco and was

He says he talked with Blurco and was there when he took the town of San Mignel; that the insurrectos rode into the place calmly and carclessly, as if go-ing to a country fair. No resistance was offered at any of these places. The towns mentioned are almost due east of El Tigre camp.

The San Miguel comisarie of police accepted the oath of allegiance with many other officers and was reinstated in the name of the provisional govern-

Juan Flores, of Baviste, was reinstated comisario under the new government. The San Miguel presidente and comisario held out against accepting the oath, and was placed in custody until a change of heart was brought about.

cost lapel and elbow emblems; also hat bands of the national colors, otherwise have no uniforms. There is no drilling or routine of army work. All are said to have great respect for the general, and his orders are law. He described tempt was made to take it up, but it Blanco as a strong, well proportioned was evident in a minute that numbers, man with a good head, and a mouth and senators were determined to talk it | chin expressive of firmness and courage.

> ing from \$20 to \$1800. In every instance but one, prompt payment was forthcom-One man, Joaquin Montano, was taxed the sum of \$500, which he was unable to pay promptly and was thrown into

> about lowering the figure and the money Bianco About 50 Years Old. Gen. Blanco is about 50 years of age, has gray hair and is said to be very quiet and extremely alert.

Blanco is equipped with plenty of funds and is accumulating more very rapidly. In the detuchment the best guns obtainable were in use and the informant states that the horses are the best he has seen in Sonora. The men have "30-30" style carbines such as are used by the rurales and ammunition in used by the rurales and ammunition in

(Continued on Page Nine.)

Norman M.

Walker

Sonora Campaign-Is Get-

Douglas, Ariz., March 4.-El Tigre amp in Sonora is absolutely in the hands of the insurrecto forces. No one is allowed to enter or leave the camp. This is confirmed by a dispatch from Yzabel, Sonora. Word was brought to loughts yesterdy afternoon by an American ranchman who is absolutely reliable. Blanco, who was reported as having taken the Tigre company, is Gen. Jose Blanco. who failed to reemforce Orozco when the latter was before Juarez a few weeks

Blanco Handles Men Well.

The Herald's informant states that the rebels wear a resette attached to the Blanco levied tax in all towns, rang

jail while friends hustled to town to raise the money. Blanco said nothing

At San Miguel, the best houses were

Merchants Have Little Fear Of An Attack, But The Officials Are Ready.

### WILL NOT BE TAKEN ASLEEP

Cananea, Mex., March 4.—Cananea is assuming more of an attitude of defence at the present moment than at any previous time during the revolutionary excitement. In addition to the fortifications on the hilltop to the rear of the postoffice building, other breastworks have been thrown up and sand bags have been piled as a breastworks at various points.

On Wednesday afternoon there arrived in Cananea for the federals four machine guns and 72,000 rounds of ammunition for them. They arrived by express and as soon as taken from the car were hauled to the municipal pal-ace, where they were unpacked and

It is understood that one of the guns will be mounted in the municipal palace, one at the jail, one in the tower of the uncompleted church at the head of the mess and enother at a vantage point in Ronquillo. Reinforcements Arrive.

On Wednesday afternoon 22 scouts arrived in the city from Magdalena, together with horses, by train. They were assigned to do scout duty in the surrounding hills.

There is expected to arrive another detachment of volunteers who will probably be disembarked at Del Rio and hurriedly marched to the Ajo mountains, approaching the rebel in-fested locality from this side, probably passing through Mababi pass and going to the Fronteras district.

About 20 rebels visited Santz Cruz, a station on the Cananea-Nogales railroad, about half way between the two ance was made, neither did the reners a vote on both and attempt to take the town. After a short stay there, they parted and half went south, while the other half went east and north.

a vote on both and Mexico bills.

This was defeated by a vote of 45 to 39. This means no senate approval for New Mexico, although the house approved it.

There have been many reports affoat regarding the destruction of the telegraph wires, both those of the railroad company and the government, but at this time no wires have vet been cut. Although the city has not been placed under martial law, a strict watch is being kept on everybody, especially the natives. There are many men on the lookout for the government who are not in uniform and they are patroling every district of the city, independent of the police, who, siso, are

vigilant. The guards placed in the various buildings about the city strengthened, and, should the revolutionists arrive in the city and attempt to take Cananea, they would have a hard fight on their hands. It is estimated that there are at least 600 armed men at present defending the city.

Merchants Unnfraid. The conservative residents of the city do not expect that the revolutionists will make an effort to take the town, and business is being carried on at present as if nothing of a warlike nature was pending.

It is known for certain that there are no bodies of revolutionists in the hills surrounding Cananea, nor at any point within 20 miles. Scouts report that they have not seen any armed men during their searches for them and it is believed that most of the revolutionists in northern Sonora are in the district in the northeast corner of the state.

Revolutionists have been seen to the east of the Nacozarl rallroad, but whether they are the men who recently occupied Fronteras or are rebels from Chihuahua coming to the assistance of the Sonora rebels, is not known It is reported that 240 rebels who recently were at Fronteras have left

that point and instead of going north as was expected, they have gone south, and taken Arizne. A report received here today was to the effect that 40 revoltosos were seen in the neighborhood of Bacoachi.

Their objective point is not known. U. S. TROOPS MAY GO TO MEXICO TO PROTECT DIKE Washington, D. C., March 4.—The puestion of the necessity of sending

United States troops across the borde Hre Into Mexico to protect the American dike, which is being completed along the Colorado river, will be determined by the outcome of negotiations now in progress between the United States and Mexico. The two governments are exchang-

ing hotes in retard to the protection of the engineering work, but officials are reticent as to whether a request has been made for permission to send American soldiers into Mexican territory. It is understood that the surgestion has been made that the workers on the dike be sworn in as deputics to safeguard it from possible de-

### TESTING ARMY AEROPLANE ON THE TEXAS BORDER

Eagle Pass, Tex. March 4.-Lieut R. D. Foulois and Philip C. Parmalee landed at Fort Duncan at 4:10 oclock resterday afternoon after a continuous voyage in an aeroplane from Laredo. The time required to travel the 196 miles, two hours and ten minutes, hat-ters all records for continuous cross replace messalightly different language ountry flight in an aeroplane with a passenger, Lieut, Fouldte said would leave today for Laredo, making several stope on the way.

Owen Declares New Mexico Shall Not Come in Unless Arizona Is Admitted.

VOTE TO ADMIT BOTH IS TAKEN

Result Is Against Measure and May Defeat New Mexico's Entrance, Too.

++++++++++++++

Washington, D. C., March 4-It was asserted this afternoon that the action of the senate this this morning does not mean that New Mexico cannot be admitted by action of the president. Mr. Owen based his fight on the assumption that president Taft might disapprove the Arizona constitution because of the provision for the recall of judicial officers.

++++++++++++ Washington, D. C., March 4.-After a prolonged fillbuster by senator Owen, the senate defeated the statebood measure for New Mexico and Arizona by a vote of 39 to 45. Senator Owen had insisted that he would not allow a vote on New Mexico statehood, which would put two Republican senators in the senate, without also statehood for Arizona from which new state Democratic

Owen's Stubbornness. New Mexico was knocked out of statehood at this session purely by senator Owen, of Oklahoma, who conducted a filibuster against the resolution to approve the constitution. He started shortly after midnight and kept up to towns. They demanded horses and it is supposed that they secured some. There was no fighting and no resistance was made, neither did the rebels a vote on both the Arizona and New

and the president have approved it. Senator Owen's whole contention was for the admission of Arizona, although he contended that he had long desired the admission of both Arizona and New

## "The Great Contest."

There is a great contest in this country," he said, "between the special interests and the people. New Mexico stands on one side and Arizona on the other, represented by the broadest of her progressive citizens. It is all right to say admit New Mexico teday and Arizona later, but what assurance have I that Arizona will be admitted later? As a matter of fact, I feel assured that Arisona will be opposed in her attempt to obtain statehood." In the debate last night, Heyburn

characterized the Arizona constitution as an insane document. Balley Favors New Mexico.

# Senator Bailey spoke eloquently in favor of New Mexico's admission, but voted against the resolution to admit

both of them. He with three other Democrats, defeated the resolution. There is a rumor that the president sent for senator Owen this morning causing him to agree to surrender the floor on condition that a vote be taken. The vote sounded the death knell of statehood for New Mexico at this session, for the proposition was voted down, 39 to 45, and the fact stood forth in the maxes of a parliamentary tan-gle that this vote, meant principally

for a disapproval of the Arizona con-

stitution, had also carried with it tem-

porary disapproval of statehood for New Mexico. The Vote. In the main the vote for the resolution was east by Democrats and against by Republicans, but there were exceptions. The Republicans voting in the affirmative were: Beveridge, Bovah, Bourne, Bristow, Brown, Burkett, Clapp, Cummins, Dixon, Gronna, Jones, LaPollette, McCumber and Nixon.

ferro, Democrats, voted in the nega-Shortly after 1 oclock this morning the senate refused by a vote of 32 to It to go into executive session in order to take up the resolution approving the onstitution of the proposed new state.

Senators Bailey, Overman and Talia-

but later the matter was taken up.

Bailey Defenda Statehood.

When the New Mexican resolution was presented. Mr. Bailey spoke in its

Secator Gwen and others opposed the resolution. He announced that he was prepared to speak for hours against it. Fruitless efforts were made by several ennters to induce senator Owen to desistfrom his fillbuster long enough for an executive session to be held to confirm nominations, Senator Owes, how-ever, insisted that his speech would be "only a few hours"-and pro-

ceeded with his remarks.

[The enabling act is quite vague in elation to the status resulting from the action of the senate upon senator Owen's motion, Section 4 provides that "If the president approves said consti-tution and congress fails to disapprove the same during the next regular sion thereof," then the president shall notify the governor to proceed with election of state officers—in other words, statehood is accomplished. Secrather muddling the situation; this section reads in part, "In ease the president approves the said constitution

(Continued on Page Eight.)

# How Would You Like To Go Out After News and Be Made Prisoner Of War?

Herald Man Hunting For Insurrectos Near the Smelter Is Arrested by Federals-His Experiences.



Walker Brings in Federals.

up on the skyline of the mesa. took me just 20 seconds to realize that the federals were there with bells on. Off to the south in the direction of Juarez was a little group of federals with a mounted horseman their midst. As I caught the first

I could not imagine why he was shooting at me, a harmless American wandering around over there to see what I could see. Before I had time to surmise further I heard a shrill whistle to the left. I turned half around in the direction of the first range and there were what looked to me to be 1,000,000 federals, actual count, and all cointing their guns at me. (On second thought there may have been no more than 900,000 of those wicked looking gun muzzles pointing in my general direction, but the count was necessarily made in a harry.)

One of the khaki clad captains motioned for me to come toward them. I lost no time in obeying. Just then I had a brilliant thought. White was the sign of truce. I grabbed a selled handkerchief from my piscol pocket and gave those federals the grandest Chautauqua salute ever seen outside of a women's missionary convention. At least 50 of those sandal clad federal soldiers in ragged uniforms and with their guns drawn on me, came down the hill pell mell. One with a face of the same general complexion as the coffee in the T. & P. eating house at Sierra Blanca, won by a length, and prisoner—a prisoner of war. He felt in my pockets for possible firearms and directed me to the Heutenant who was in command of the squad.

## "Old Friends" Refuse Recognition.

With those wicked looking guns still drawn on me and that pirate crew swarming around like vermin I was murched back to the top of the mes ridge. Two of the mounted police, one vellow cowpuncher boots, Stetson hat and olive drab army shirt, the other wearing a high straw hat and the charro sult of the police force rode up. They had been acting as scouts for the federals and I immediately

(Continued on Page Eight.)